

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte ALAN N. SCHWARTZ
AND THOMAS D. THEISEN

Appeal No. 98-2031
Application 08/794,154¹

ORDER REMANDING TO EXAMINER

Mailed

JUN 18 1998

PAT.&T.M. OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

An Information Disclosure Statement (IDS) (Paper No. 21) was filed May 5, 1998. The IDS needs to be considered by the Primary Examiner with respect to compliance with the criteria set forth in 37 CFR §§ 1.97 and 1.98 (1994). A communication notifying Applicants of the Primary Examiner's decision is required. See Manual of Patent Examining Procedure (MPEP) § 609(c) (6th Ed., Rev. 3, July 1997).

¹ Application for patent filed February 3, 1997.

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Accordingly, it is

ORDERED that the application is remanded to the Examiner for consideration of the IDS (Paper No. 21, dated May 5, 1998), appropriate notification to Applicants of the action taken, and for such further action as may be appropriate.

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the status of the appeal (i.e., abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS
AND INTERFERENCES

BY:



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